

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Newport News Division

ANTHONY R.,

Plaintiff,

v.

CIVIL ACTION NO. 4:20cv200

KILOLO KIJAKAZI,
Acting Commissioner of Social Security,

Defendant.

FINAL ORDER

This matter comes before the court on Plaintiff, Anthony R.'s ("Plaintiff") Motion for Summary Judgment and Memorandum of Law in Support. ECF Nos. 17, 18. Defendant, the Acting Commissioner of the Social Security Administration ("the Commissioner") filed a Cross-Motion for Summary Judgment and Memorandum in Support, ECF Nos. 19, 20. Plaintiff did not file a reply.

On November 3, 2021, this matter was referred to United States Magistrate Judge Robert J. Krask, pursuant to the provisions of 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b), to conduct hearings, including evidentiary hearings, if necessary, and to submit to the undersigned district judge proposed findings of fact, if applicable, and recommendations for the disposition of the matter.

The United States Magistrate Judge's Report and Recommendation ("R&R") was filed on March 15, 2022. ECF No. 21. The R&R recommends that Plaintiff's Motion for Summary Judgment be denied, the Commissioner's Motion for Summary Judgment be granted, the decision of the Commissioner be affirmed, and the matter be dismissed with prejudice.

By copy of the R&R, the parties were advised of their right to file written objections to the findings and recommendations made by the Magistrate Judge within fourteen (14) days of the date of service of the R&R to the objecting party. See id. at 39. No objections were filed.

The court, having reviewed the record in its entirety, hereby **ADOPTS AND APPROVES IN FULL** the findings and recommendations set forth in the Magistrate Judge's thorough R&R, filed on March 15, 2022. ECF No. 21. Accordingly, Plaintiff's Motion for Summary Judgment is **DENIED**, and the Commissioner's Motion for Summary Judgment is **GRANTED**. The decision of the Commissioner is **AFFIRMED**, and this matter is **DISMISSED WITH PREJUDICE**.

The Clerk shall enter judgment in favor of the Commissioner and close the case on this court's docket. The Clerk is **DIRECTED** to send a copy of this Final Order to counsel for all parties.

IT IS SO ORDERED.

/s/ RBS
Rebecca Beach Smith
Senior United States District Judge

REBECCA BEACH SMITH
SENIOR UNITED STATES DISTRICT JUDGE

April 6, 2022